

Revision: HCFA-PM-87-14 (BERC)  
OCTOBER 1987

OMB No.: 0938-019

State/Territory: Commonwealth of Pennsylvania

Citation

4.30 Exclusion of Providers and Suspension of  
Practitioners and Other Individuals

42 CFR 1002.203  
AT-79-54  
48 FR 3742  
51 FR 34772

(a) All requirements of 4 CFR Part 1002, Subpart B are met.

☒ The agency, under the authority of State law, imposes  
broader sanctions.

---

TN No. 88-21  
Supersedes  
TN No. 88-14

Approval Date 3/30/89

Effective Date 4/1/89

HCFA ID: 1010-0012P

Revision: HCFA-PM-87-14 (BERC)  
OCTOBER 1987

OMB No.: 0938-0191  
4.30 Continued

State/Territory: Commonwealth of Pennsylvania

Citation

1902(p) of the Act  
P.L. 100-93  
(secs. 7)

(b) The Medicaid agency meets the requirements of-

(1) Section 1902(p) of the Act by excluding from participation-

(A) At the State's discretion, any individual or entity for any reason for which the Secretary could exclude the individual or entity from participation in a program under title XVIII in accordance with sections 1128, 1128A, or 1866(b)(2).

(B) Any HMO (as defined in section 1903(m) of the Act) or an entity furnishing services under a waiver approved under section 1915(b)(1) of the Act, that

(i) Could be excluded under section 1128(b)(8) relating to owners and managing employees who have been convicted of certain crimes or received other sanctions, or

(ii) Has, directly or indirectly, a substantial contractual relationship (as defined by the Secretary) with an individual or entity that is described in section 1128(b)(8)(B) of the Act.

TN No. 88-21  
Supersedes  
TN No. 11-80-007

Approval Date 3/30/87

Effective Date 4/1/87

HCFA ID: 1010-0012P

Revision: HCFA-PM-87-14 (BERC)  
OCTOBER 1987

OMB No.: 0938-0191  
4.30 Continued

State/Territory: Commonwealth of Pennsylvania

Citation  
1902(a)(39) of the  
Act P.L. 100-93  
(sec. 8(f))

- (2) Section 1902(a)(39) of the Act by-
- (A) Excluding an individual or entity from participation for the period specified by the Secretary, when required by the Secretary to do so in accordance with sections 1128 or 1128A of the Act; and
  - (B) Providing that no payment will be made with respect to any item or service furnished by an individual or entity during this period.

(c) The Medicaid agency meets the requirements of -

1902 (a)(41) of  
the act P.L.  
96-272, (sec.  
308(c))

- (1) Section 1902(a)(41) of the Act with respect to prompt notification to HCFA whenever a provider is terminated, suspended, sanctioned, or otherwise excluded from participating under this State plan; and

1902(a)(49) of the  
Act P.L. 100-93  
(sec. 5(a)(4))

- (2) Section 1902(a)(49) of the act with respect to providing information and access to information regarding sanctions taken against health care practitioners and providers by State licensing authorities in accordance with section 1921 of the Act.

---

TN No. 88-21 (NEW)  
Supersedes  
TN No. \_\_\_\_\_

Approval Date 3/30/88

Effective Date 1/1/88

HCFA ID: 1010-0012P